### KING & SPALDING LLP

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191 Peachtree Street Atlanta, Georgia 30303-1763 Telephone: 404/572-4600 Facsimile: 404/572-5100 www.kslaw.com

**FAX TRANSMITTAL SHEET** 

June 21, 2005

Attn: Examiner G. Desire

TO: Group Art Unit 2625

MAIL STOP RCE

Company:

U.S. Patent and Trademark Office

703-872-9306 Fax #:

City/State:

Alexandria, VA

Tel. #:

Serial No.

09/746,453

FROM: Steven P. Wigmore

Qur Ref. #> 5551

05456.105044

NUMBER OF PAGES (including transmittal sheet): 30

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### Notes/Comments:

Documents submitted via facsimile:

**Applicant** 

Rene Seeber

Serial No.

09/746,453

Title

System and Method for Compiling Images from a Database and

Comparing the Compiled Images with Known Images

Papers Faxed:

Request for Continued Examination (RCE) Transmittal w/duplicate (2pgs.); Amendment Transmittal in duplicate (2 pgs); and Amendment and

Response Under 37 C.F.R. 1.116 (25-pgs.)

RECEIVED **OIPE/IAP** 

Attorney

SPW/evc

Date Faxed Docket

June 21, 2005 05456.105044

JUN 2 2 2005

JUN 21 2005 12:57 FR KING & SPALDING LLP 404 572 5145 TO 5551#05456#10504 P.02/30

Request	for Continued	
Examination	(RCE) Transmittal	

Application No. 09/746,453 JUN 2

Filing Date December 21, 2000

Named Inventor(s)

Rene Seeber

Group/Art Unit 2625

Examiner Name G. Desire

Attorney Docket No. 05456.105044

Subsection (b) of 35 U.S.C. § 132, affective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See the American Inventors Protection Act of 1999 (AIPA).

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent torm adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice. Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (mar. 20, 2000), 1222 Off. Grap. 24, Office 47 (Apr. 11, 2000), which established RCE practice.

prosec Applic Gaz. F	auton e <sub>l</sub> arton E at. Offi	pprication xumination cc 47 (Api	on and Provisional Application Practice. Final r. 11, 2000), which established RCE practice.	Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (mar. 20, 2000), 1222 Off.
1.	Sub	missio	n required under 37 C.F.R. § 1.1	14
•	8.		Previously submitted	
	<b>a.</b>	i.	Consider the amendment(s)/	/reply under 37 CFR §1.116 previously filed on (Any sowe will be entered).
		ii.	Consider the arguments in the	he Appeal Brief or Reply Brief previously filed on
		iü.	Other	
	b.	Ø	Enclosed	
	•	i.		Submitted Under 37 C.F.R. 1.116.
		ii.	Affidavit(s)/Declaration(s)	
		111.	☐ Information Disclosure Stat	ement (IDS)
		įv.	Other.	
}		•••		· ·
2.	Mi	scellan	eous	
	B.		Suspension of action on the abo months. (Period of suspen	rve-identified application is requested under 37 CFR § 1.103(c) for a period of assistant and exceed 3 manufac; Fee under 37 CFR § 1.17(f) required)
	ъ.		Other	
3.	¥.	no (The D	CE fee under 37 CFR § 1.17(c) is required by	37 CFR \$ 1.114 when the RCE is filed.)
3.	8.		The Director is hereby authori	ized to charge the following fees, or credit any overpayments, to Deposit
		i.		37 CFR § 1.17(e) [Fee: \$790.00]
ĺ		ii.	Extension of time fee (37	
		iii.	Other	
1	b.	$\Box$	Check in the amount of \$	enclosed
1	c.		Payment by credit card (Form PTO	•
			Signature of	f Applicant, Attorney or Agent Required
ĺ				Reg. No. 40,447
			Wigmore, Esq.	By:
1			SPALDING LLP	Telephone: 404.572.4600 Facsimile: 404.572.5145
			, 191 Peachtree Street, N.E.	Customer No. 20786
	A	uanta, C	Georgia 30303	
.				ificate of Mailing or Transmission
I he: 223	reby ca 13-145	ertify tha 10, Atto:	t this correspondence is being facsimile GAU: 2625, Examiner G. Desire, Facsin	transmitted to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA mile No. 703-872-9306 on June 21, 2005.
			Steven P. W	/igmore, Reg. No. 40,447

06/22/2005 SSITHIB1 00000030 110980 09746453

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790.00. DA

# DUPLICATE

Request for Continued  Examination (RCE) Transmittal  Subsection (b) of 33 U.S.C. § 132 effective on May 29, 2000, provides or continued contained containation of an ordity or plans spatiation filed on or after as 6, 1997. See the American Invasions Protection Act of 1999 (AIPA).  This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application from the protection Act of 1999 (AIPA).  This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application from the first of the first		09/746,453	Application No.					
Request for Continued  Examination (RCE) Transmittal  Rene Seeber  Rene Rene Seeber  Rene Seeber  Rene Rene Seeber  Rene Rene Seeber  Rene Rene Seeber  Rene Rene Rene Seeber  Rene Rene Rene Seeber  Rene Rene Rene Seeber  Rene See Rene Rene Rene Rene Rene Rene R		December 21, 2000		<b>6</b>				
contended commission of an utility or plant application filed on or after continued examination of an utility or plant application filed on or after (c. 1999; See the American Inventures Protection Act of 1999 (AIPA)  This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application (RCE) in the plant of the protection of the plant of the		amed Inventor(s)	Request for Continued					
1999. See the American Investment Protection Act of 1999 (Altro.)   Examiner Name		Rene Seeber	Examination (RCE) Transmittal					
Examiner Name  Examiner Name  Examiner Name  Attorney Docket No.  O5456.105044  This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application and produced in the produced application of the produced of the produced application and produced in the produced application was fitted prior to May 29, 2000. Usine chowe-telemtified application was fitted prior to May 29, 2000. Usine chowe-telemtified application was fitted prior to May 29, 2000. applicant may wish to consider filter analysis of the Affect of the State of		2625	Group/Art Unit	effective on May 29, 2000, provides	f35 U.S.C. §	oction (b)	ubsc	
This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.  This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.  The TOPER § 1.114 is effective an May 39, 2000. If the above-identified application we have not be a price and an above in the consider file means an above in the production of the price and price to the application beambration and production and produc		G. Desire		venturs Protestion Act of 1999 (AIPA).	misstics of an e the America	ntimed o	CDD	
This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application IDE 17 CFR § 1.111 is effective an May 20, 2000. If the none-identified application was fitted prior to May 29, 2000, applicant may wish to consider filter application (CFA) under 37 CFR § 1.00 prior to May 20, 2000 applicant may wish to consider filter application (CFA) under 37 CFR § 1.00 prior to May 20, 2000 application to Maninary more of the Mark 20, 2000 prior to May 21, 2000, which satisfies Proceice. Final Rule, 63 Fed. Rep. 10092 (Aug. 16, 2000); Interior Rule, 63 Fed. Rep. 14855 (max. 20, 20 th. Piv. Officer 97 CFR. § 1.114  a.		05456.105044				,	<b></b> -,	
a.	Channes to	y, 2000, approximatelane of the AIPA See Cl	ified application was filed prior to have lead of a RCE to be eligible for the patent e, 65 Fed. Reg. 30092 (Aug. 16, 2000); Ini	ive an May 29, 2000. If the above-iden es 37 C.F.R. § 1.53(d) (PTO/SB/29) ins litional Application Procitice. Final Rul , which astablished RCE practice.	R. § 1.114 is efficienten (CPA): nination and P 47 (Apr. 11, 20	37 C.F. cution opposition by catton by Pat. Office	pplica. P	
i. Consider the amendment(s)/reply under 37 CFR § 1.116 previously filed on unentered summent(s) referred to above will be entered).  ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on				under or Carina g 2111			,	
ii.   Consider the arguments in the Appeal Brief or Reply Brief previously filed on	(Asy	ously filed on	dy under 37 CFR 81:116 previ	esider the emendment(sVre		<b>a</b> .		
iii.   Other		•	will be entered).	a_a_a aa_a_a_a_a_a_a(a) eaferred to shoot	٠ ـ			
b.	·	eviously filed on	Appeal Brief or Reply Brief pr	onsider the arguments in the	ii. 🔲			
ii. Affidavit(s)/Declaration(s)  iii. Information Disclosure Statement (IDS)  iv. Other.  Miscellaneous  a. Suspension of action on the above-identified application is requested under 37 CFR § 1.103(c) for months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR § 1.17(f) required)  b. Other  Fees (The RCE fee under 37 CFR § 1.17(e) is required by 37 CFR § 1.114 when the RCE is filed)  a. The Director is hereby authorized to charge the following fees, or credit any overpayment:  Account No. 11-0980.  i. RCE Fee required under 37 CFR § 1.17(e) [Fee: \$790.00]  ii. Extension of time fee (37 CFR § 1.136 and 1.17)  iii. Other  b. Check in the amount of \$		•		ther	iii. 🔲			
ii.   Affidavit(s)/Declaration(s) iii.   Information Disclosure Statement (IDS) iv.   Other.  Miscellaneous a.   Suspension of action on the above-identified application is requested under 37 CFR § 1.103(c) for months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR § 1.17(f) required) b.   Other					Enc	b.		
iii.		•	omitted Under 37 C.F.R. 1.110		i. 🛛			
Miscellaneous  a. Suspension of action on the above-identified application is requested under 37 CFR § 1.103(c) for months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR § 1.17(f) required)  b. Other  Fees (The RCB fee under 37 CFR § 1.17(e) is required by 37 CFR § 1.114 when the RCE is filed.)  a. Account No. 11-0980.  i. RCE Fee required under 37 CFR § 1.17(e) [Fee: \$790.00]  ii. Extension of time fee (37 CFR § 1.136 and 1.17)  iii. Other  b. Check in the amount of \$			. (TDR)					
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a. Suspension of action on the above-identified application is requested under 37 CFR § 1.103(c) for months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR § 1.17(f) required)  b. Other    Check   Check				ther.	iv.			
i. RCE Fee required under 37 CFR § 1.17(e) [Fee: \$790.00]  ii. Extension of time fee (37 CFR §§ 1.136 and 1.17)  iii. Other		CFR § 1.17(1) required)	n shall not exceed 3 months; Fee under 37	months. (Period of suspension for 37 CFR § 1.17(e) is required by 37 Director is hereby authorized	Sus Oth Oth (The RCE fee	a. b. Fee:		
ii.			CER 8 1 17(e) [Fee: \$790.00]	int No. 11-0980. DCE Fee comitted under 37	. —			
Signature of Applicant, Attorney or Agent Required  Steven P. Wigmore, Esq.  KING & SPALDING LLP  45th Floor, 191 Peachtree Street, N.E.  Signature of Applicant, Attorney or Agent Required  Penclosed  By:  Reg. No. 40,  Date:  Telephone: 404.572.4600  Facsimile: 404.572.5			FR 88 1.136 and 1.17)	Extension of time fee (37 (	• =			
b. Check in the amount of \$enclosed c. Payment by credit card (Form PTO-2038 enclosed)  Signature of Applicant, Attorney or Agent Required  Steven P. Wigmore, Esq.  KING & SPALDING LLP  45th Floor, 191 Peachtree Street, N.E.  By:  Date:  Telephone: 404.572.4600  Facsimile: 404.572.5					··· =			
Signature of Applicant, Attorney or Agent Required  Steven P. Wigmore, Esq.  KING & SPALDING LLP  45th Floor, 191 Peachtree Street, N.E.  By:  Date:  Telephone: 404.572.4600  Reg. No. 40,  Telephone: 404.572.4600  Facsimile: 404.572.5			enclosed	in the amount of \$		ь		
Signature of Applicant, Attorney or Agent Required  Steven P. Wigmore, Esq.  KING & SPALDING LLP  Date:  Telephone: 404.572.4600  Pacsimile: 404.572.5								
Steven P. Wigmore, Esq.  KING & SPALDING LLP  45th Floor, 191 Peachtree Street, N.E.  By:  Date:  Telephone: 404.572.4600  Reg. No. 40,  Telephone: 404.572.4600  Facsimile: 404.572.5		eanized						
KING & SPALDING LLP  45th Floor, 191 Peachtree Street, N.E.  Date: June 21, 2005  Telephone: 404.572.4600  Facsimile: 404.572.5				Signature of A				
45th Floor, 191 Peachtree Street, N.E. Telephone: 404.572.4600 Facsimile: 404.572.5	447							
45" Floor, 191 Peachure Street, N.E.	145		Daw					
Atlanta, Georgia 30303 Customer No. 20700	, <i>~</i>	Fatanine, 404.272.313.						
					inta, Georgi	Atl		
Certificate of Mailing or Transmission								
I hereby certify that this correspondence is being facsimile transmitted to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450 22313-1450, Attn: GAU: 2625, Examiner G. Desire, Facsimile No. 703-872-9306 on June 21, 2005.	, Alexandria, '	missioner for Patents, P.O. Box 1450, Al 05.	ensmitted to: Mail Stop RCE, Com a No. 703-872-9306 on June 21, 20	respondence is being facsimile to 25, Examiner G. Desire, Facsimil	ify that this (Attn: GAU:	ereby cc: 313-1450	l he 223	



## IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of:

Docket No. 05456.105044

Rene Seeber

Serial No.: 09/746,453

Art Unit

2625

Filed:

December 21, 2000

For:

System and Method for Compiling

Examiner

G. Desire

Images from a Database and Comparing

Confirmation No.: 2390

June 21, 2005

the Compiled Images with Known Images

Mail Stop RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith are papers in the above-identified application.

Request for Continued Examination (RCE) and fee of \$790.00.

Amendment and Response Under 37 C.F.R. 1.116.

An additional fee is not required.

The additional fee is calculated as shown below:

	•					SMALL ENTILL		LARGE ENTITI	
·	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE	RATE	ADDIT. FEE	
TOTAL	31	MINUS	31=	0	х9	\$	x18	\$0	
INDEP.	7	MINUS	7=	0	x43	\$	x86	\$0	
	T PRESENTATIO LE DÉPENDENT				+145	\$	+290	\$	

TOTAL \$0 \$ ADDITIONAL FEE

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR §1.16, or credit any overpayment to Account No. 11-0980. A duplicate copy of this sheet is provided.

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ore, Reg. No. 40,447

KING & SPALDING LLP 45<sup>th</sup> Floor

191 Peachtree Street, N.E. Atlanta, Georgia 30303

Telephone: 404.572.4600

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## DUPLICATE

**PATENTS** 

### IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of:

Docket No. 05456.105044

Rene Seeber

Serial No.: 09/746,453

2625 Art Unit

Filed:

December 21, 2000

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G. Desire

For:

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Confirmation No.: 2390

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

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	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE	RATE	ADDIT. FEE
TOTAL	31	MINUS	31=	0	<b>x</b> 9	s	x18	\$0
INDEP.	7	MINUS	7=	0	x43	\$	x86	\$0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIMS					+145	\$	+290	\$
				TOTAL	AL FEE	<b>s</b>		\$ 0

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